

## IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

WILLIAM D. ELDER AND  
BETTY LEE ELDER

PLAINTIFFS

STATE MS.-DESO TO CO.

VS

CAUSE NO. 96-11-1296

JUDY K. ANDERSON WESLEY

JUL 22 1 14 PM '97

DEFENDANT

BK 319 PG 210  
DEFAULT JUDGMENT

This cause came on this day to be heard on the MOTION FOR DEFAULT JUDGMENT PURSUANT TO RULE 55(b)(2) OF THE MISSISSIPPI RULES OF CIVIL PROCEDURE filed in this cause by the Plaintiffs and the Court having considered said Motion and the allegations thereof and the Exhibits attached thereto, doth find and adjudicate that the Plaintiffs are entitled to the relief prayed for in the COMPLAINT TO QUIET AND CONFIRM TITLE AND TO REMOVE CLOUD ON TITLE AND TO ESTABLISH BOUNDARY LINE as against the Defendant, Judy K. Anderson Wesley. That accordingly, a Default Judgment is appropriate and shall be entered by the Court consistent with the prayer of said Complaint.

ACCORDINGLY, it is ordered, adjudge and decreed by the Court as follows:

1. That title to that certain real property located in DeSoto County, Mississippi, and described as follows, to-wit:

80.0 acres, more or less, being the South half of the Southwest Quarter of Section 11, Township 3 South, Range 6 West, DeSoto County, Mississippi, and being more particularly described as beginning at the Southwest

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Minute Book 224  
Page 523

corner of said Section 11, Township 3 South, Range 6 West, DeSoto County, Mississippi, thence run North 0°30'36" East 1320 feet to a point; thence run South 89°42'45" East 2646.75 feet to a point in the East line of the Southwest Quarter of said Section 11; thence run South 0°35'23" West 1320 feet to a point in the South line of said Section 11; thence run North 89°38'54" West 2643.08 feet to the point of beginning, containing 80.0 acres, more or less, and being the South half of the Southwest Quarter of Section 11, Township 3 South, Range 6 West, DeSoto County, Mississippi.

be and the same is hereby confirmed in the Plaintiffs, William D. Elder and Betty Lee Elder, as against the Defendant, Judy K. Anderson Wesley, in fee simple and any and all clouds, doubts and suspicions cast against the title of said real property by the Defendant, Judy K. Anderson Wesley, be and the same are hereby cancelled and hereinafter held for naught.

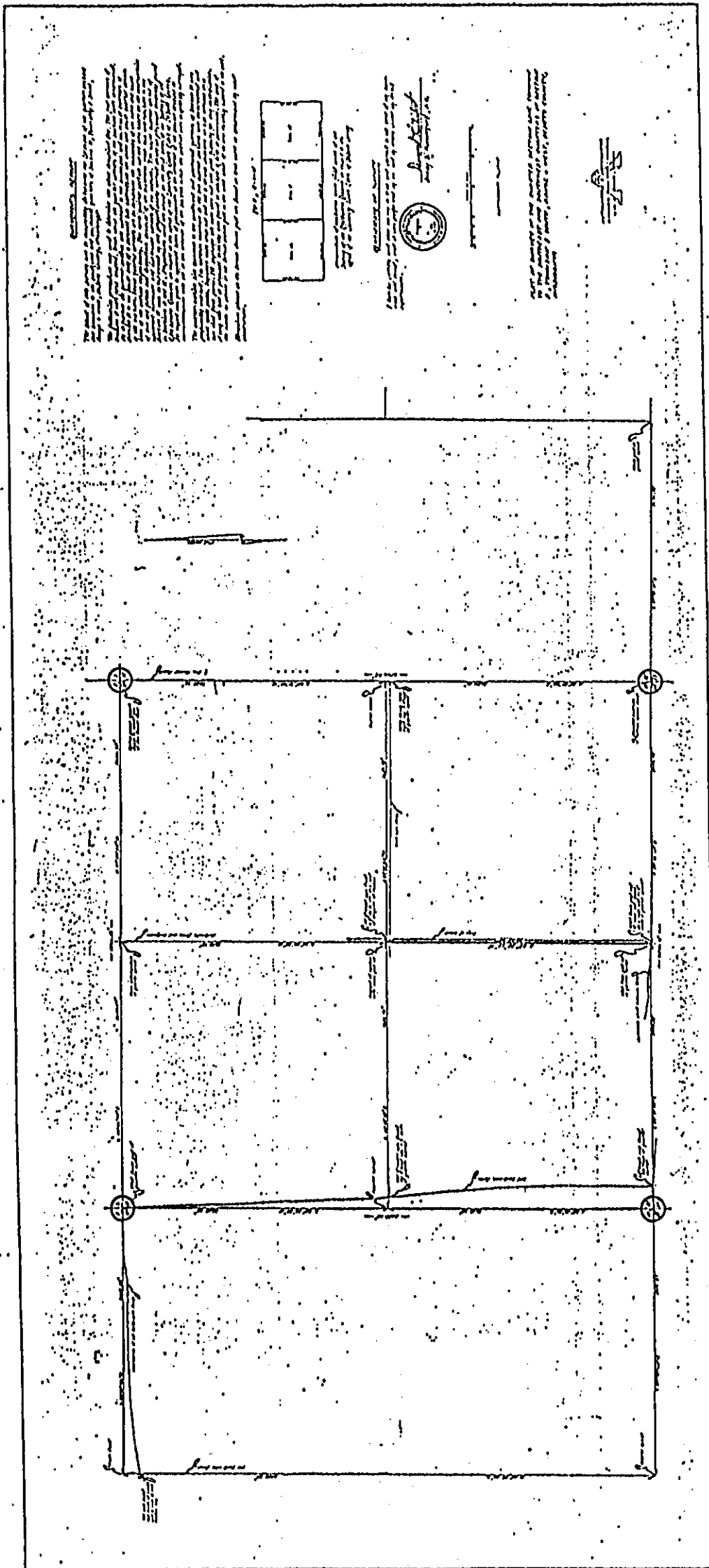
2. That the Court does hereby find and adjudicate that the common property line between the Plaintiffs' property as herein confirmed to them as against the Defendant and the Defendant's property which is located in Section 10, Township 3, Range 6 West, is correctly reflected on the survey of Danny S. Rutherford, Professional Engineer and Surveyor, dated September 9, 1980, a copy of which was attached as Exhibit "C" to the Complaint and is further attached to that certain Judgment entered in the United States District Court for the Northern District of Mississippi in that certain litigation styled Evelyn B. Benefield, Plaintiff, vs. Mrs. Virginia Y. Lee and W. T. (Bill) Hawks, Defendants, Cause No. DC80-157-LS-0, and which Judgment has been duly recorded in the Land Records of DeSoto County, Mississippi, together with the plat

and survey of Danny S. Rutherford, in Deed Book 161, Page 73, of the Land Records of said county and to which survey and plat reference is hereby made.

3. That the Clerk of the Court is to file a copy of this Judgment in the Land Records of DeSoto County, Mississippi, and there is attached hereto and made a part hereof a copy of the Danny S. Rutherford survey of September 9, 1980, and which survey is taken from the Judgment of record in Deed Book 161, Page 73, and said plat is incorporated herein by reference.

SO ORDERED, ADJUDGED AND DECREED on this the 21<sup>st</sup> day of July, 1997.

  
CHANCELLOR



## STATE OF MISSISSIPPI, DESOTO COUNTY

I certify that the within instrument was filed for record at 10 o'clock 45 minutes AM. 6 day of Aug. 1982, and that the same has been recorded in Book 661 Page 73 records of WARRANTY DEEDS of said County.

Witness my hand and seal this the 9 day of August 1982.  
H. M. [Signature] Clerk